THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.14981 of 2007

16.7.2007

Between:

Kamineni Venkateswara Rao, S/o.Babu Rao

And others

… Petitioners

AND

The Agent to Government/District Collector, Khammam

And another

… Respondents

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WRIT PETITION No.14981 of 2007

ORDER:

Petitioners, who are six in number, are allegedly in possession of land ranging from Acs.2.00 to Acs.5.00 in survey No.385/1 situated at Tatkur village of Velairpadu Mandal in Khammam District. Their predecessors or petitioners themselves in occupation of the land since 1950. They allege that in the first week of July 2007, first respondent along with his subordinates came to the land and without any notice or without conducting any enquiry, tried to interfere with the possession of the land. Petitioners came to know that the respondents are trying to take possession of the land without due process of law.

After hearing the learned Counsel for the petitioners and perusing the mater placed before this Court, this Court is convinced that the writ petition is filed on mere apprehension. If the land is allegedly in possession of the petitioners and such land is required for any public purpose, respondents – needless to mention; have to follow necessary procedure as contemplated under law. However, if the petitioners are not in possession of the land, it is always open to the respondents to take possession of the land.

The writ petition, with the above observations, is accordingly dismissed. No costs.

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(**V.V.S.RAO, J**)

July 16, 2007

YS